

**BRAFMAN & ASSOCIATES, P.C.**

ATTORNEYS AT LAW

767 THIRD AVENUE, 26TH FLOOR

NEW YORK, NEW YORK 10017

TELEPHONE: (212) 750-7800

FACSIMILE: (212) 750-3906

E-MAIL: ATTORNEYS@BRAFLAW.COM

BENJAMIN BRAFMAN

MARK M. BAKER  
OF COUNSEL

MARC A. AGNIFILO  
OF COUNSEL

ANDREA L. ZELLAN  
JOSHUA D. KIRSHNER  
JACOB KAPLAN  
TENY R. GERAGOS  
ADMITTED IN NY & CA  
STUART GOLD

April 26, 2020

**BY ECF**

The Honorable Vernon S. Broderick  
United States District Judge  
Southern District of New York  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, NY 10007

**Re: *United States v. Ng Lap Seng*, 15-cr-706-3 (VSB)**

Dear Judge Broderick:

We write to update the Court regarding the administrative exhaustion issue that has been argued by the parties.

Section 3582(c)(1)(A)'s 30-day clock for exhaustion started on March 27, 2020, when Defendant Ng Lap Seng's § 3583(c)(1)(A) petition was faxed to the warden of his facility. *See* 18 U.S.C. § 3582(c)(1)(A) (authorizing a court to grant compassionate release after "the lapse of 30 days from the receipt of [a § 3583(c)(1)(A)] request by the warden of the defendant's facility"). The 30-day clock has now expired, rendering the exhaustion issue moot.

Thank you again for your time and consideration.

BRAFMAN & ASSOCIATES, P.C.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Brafman', is written over a horizontal line.

Benjamin Brafman, Esq.  
Jacob Kaplan, Esq.  
Stuart Gold, Esq.  
Brafman & Associates, P.C.  
767 3rd Avenue, 26th Floor  
New York, NY 10017  
Tel: (212) 750-7800  
Fax: (212) 750-3906